

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2013-387-C - ORDER NO. 2014-167
FEBRUARY 18, 2014

IN RE: Petition of the Office of Regulatory Staff for)	ORDER REVOKING
Commission to Order a Rule to Show Cause)	CERTIFICATES
as to Why the Certificates of Public)	
Convenience and Necessity for Certain)	
Providers of the Telecommunications)	
Services Should Not Be Revoked for Failure)	
to File Gross Receipts, 2012 Annual Reports)	
and USF Reports)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Petition of the Office of Regulatory Staff (“ORS”) to revoke the certificates of public convenience and necessity of certain telecommunications providers for failing to file Gross Receipts, 2012 Annual Reports, and Universal Service Fund (“USF”) Reports. The filing of Gross Receipts is required by S.C. Code Ann. §§ 58-3-100, 58-3-540, 58-4-60, and 58-9-370 (Supp. 2013), which is used by the Department of Revenue to annually assess telecommunications providers. Additionally, Annual Reports are required by S.C. Code Ann. § 58-9-370 (Supp. 2013). Last, annual USF Reports are required by Commission Order No. 2001-996 (October 10, 2001), which allows ORS to calculate a provider’s contribution to the South Carolina Universal Service Fund.

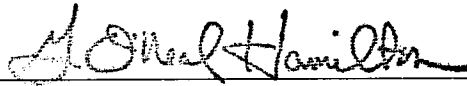
A hearing on this matter was conducted on January 22, 2014, in the Commission’s hearing room. ORS was represented by Courtney Edwards, Esquire, who presented the testimony of James McDaniel, Program Manager in ORS’s Telecommunications Department. Mr. McDaniel submitted lists of those providers that

remained out of compliance with the above filing requirements and requested that their Certificates of Public Convenience and Necessity be revoked.¹ The lists consisted of Revised Exhibit A showing the providers in violation of the Gross Receipts filing requirement, Exhibit B showing those providers in violation of the 2012 Annual Reports filing requirement, and Exhibit C showing those providers in violation of filing their annual USF Reports. ORS states that it attempted to contact these providers that remain out of compliance but received no response, and none of the providers contained in the exhibits appeared at the hearing.

After reviewing the evidence, we find and hold that the public interest requires the Certificates of the telecommunications providers contained in Revised Exhibit A, Exhibit B, and Exhibit C be and are hereby revoked.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


G. O'Neal Hamilton, Chairman

ATTEST:


Nikiya Hall, Vice Chairman

(SEAL)

¹ Revised Exhibit A and Exhibits B and C were accepted into the record as Composite Hearing Exhibit 1. (Attached as an Appendix to this Order)

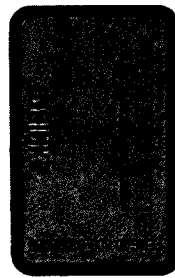
Telecommunications Carriers Non-Compliant with Gross Receipts Filing 2013

Docket No. 2013-387-C

January 22, 2014

REVISED EXHIBIT A

No.	Company	Type of Certificate	Address	City	State	Zip	Docket No.	Order No.	Certified Date	Secretary of State Standing
1	American Broadband, Inc.	CLEC	1321 Connellsville Rd	Lemont Furnace	PA	15456				
2	Association Administrators, Inc.	IXC	180 E Main St, #200	Smithtown	NY	11787	2004-343-C	2005-127	3/22/2005	Good Standing
3	Inmate Communications Corporation	IXC	31127 Via Colinas Ste 807	Westlake Village	CA	91362	1997-163-C	1997-893	10/17/1997	Good Standing
4	Yak Communications (America) Inc.	IXC	PO Box 414629	Miami Beach	FL	33141	1992-518-C	1993-148	2/24/1993	Good Standing
5	Garvin Oil Company, Inc.	PSP	PO Box 1249	Wagener	SC	29164-1249	2002-387-C	2003-532	9/22/2003	Forfeiture
							1985-150-C	1996-29	1/10/1996	Good Standing



Telecommunications Carriers Non-Compliant with Annual Reports Filing 2013

Docket No. 2013-387-C

December 10, 2013

EXHIBIT B

No.	Company	Type of Certificate	Address	City	State	Zip	Docket No.	Order No.	Certified Date	Secretary of State Standing
1	Advanced Communications Solutions, LLC	CLEC	PO Box 98	Holly Springs	NC	27540-0098	2011-119-C	2011-539	08/03/11	Good Standing
2	Pac-West Telecomm, Inc.	CLEC	4550 Lakefield Bend	Berkeley Lake	GA	30096	2010-411-C	2011-318	04/26/11	Good Standing
3	Yak Communications (America) Inc.	IXC	PO Box 414629	Miami Beach	FL	33141	2002-387-C	2003-532	09/22/03	Forfeiture

Telecommunications Carriers Non-Compliant with Universal Service Fund Filing 2013

EXHIBIT C

Docket No. 2013-387-C

December 10, 2013

No.	Company	Type of Certificate	Address	City	State	Zip	Docket No.	Order No.	Certified Date	Secretary of State Standing
1	American Broadband, Inc.	CLEC/IXC	1321 Connellsville Rd	Lemont Furnace	PA	15456	2004-343-C	2005-127	03/22/05	Good Standing
2	iNetworks Group, Inc.	CLEC/IXC	125 S Wacker Dr, Ste 2510	Chicago	IL	60606	2009-164-C	2009-553	08/06/09	Good Standing
3	Yak Communications (America) Inc.	IXC	PO Box 414629	Miami Beach	FL	33141	2002-387-C	2003-532	09/22/03	Forfeiture